

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF WISCONSIN**

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In re:

Frederick L Stemmeler Jr and  
Laurie A Stemmeler  
Debtor(s).

Case No.2018-29858-KMP

Chapter 13

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**NOTICE AND REQUEST TO MODIFY CONFIRMED CHAPTER 13 PLAN**

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Rebecca R. Garcia, Standing Chapter 13 Trustee filed papers with the Court requesting modification of the confirmed Chapter 13 Plan in the above case.

**Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)**

If you do not want the Court to confirm the modified plan as proposed, or if you want the Court to consider your views on the request, then on or before 21 days after service of this notice, you or your attorney must:

File with the Court a written request for hearing that contains a short and plain statement of the factual and legal basis for the objection. File your written request electronically or mail it to:

Clerk of Bankruptcy Court  
517 E. Wisconsin Avenue  
Room 126  
Milwaukee, WI 53202-4581

If you mail your request to the Court for filing, you must mail it early enough so the Court will **receive** it on or before the expiration of 21 days.

If you or your attorney do not take these steps, the Court may decide that you do not oppose the request and may enter an order confirming the modified plan.

Rebecca R. Garcia  
Chapter 13 Standing Trustee  
PO Box 3170  
Oshkosh, WI 54903-3170  
920-231-2150  
info@ch13oshkosh.com

## REQUEST TO MODIFY CONFIRMED CHAPTER 13 PLAN

1. The person requesting this plan modification is:  
\_\_\_ the Debtor;  
\_X\_ the Chapter 13 Trustee;  
\_\_\_ the holder of an unsecured claim, Name: \_\_\_\_\_
2. Service: A certificate of service must be filed with this request for plan modification. Designate one of the following:  
\_X\_ A copy of this proposed modification has been served on the parties (the debtor, the trustee, the United States trustee and all creditors) as required by Fed. R. Bank. P. 3015(g); or  
\_\_\_ A motion requesting limited service is being filed simultaneously with the Court.
3. I request the following modification of the Chapter 13 Plan last confirmed by the Court:

Monthly payments to Ally Financial on both of their claims will be suspended in the month of February 2021 when the Trustee will pay funds on hand, pro rata, in order to pay out excess funds that the Trustee has no where else to send, as there are no other creditors to pay in this case. Beginning in March 2021, the trustee will again pay \$407.35 monthly on the claim for the 2017 Chevrolet Sonic and \$448.08 monthly for the 2016 Chrysler Town & Country.

All remaining terms of the Chapter 13 Plan confirmed on August 5, 2019 are unaffected. In the event of a conflict between the terms of the confirmed Plan and the terms of this modification, the terms of this modification control.

WHEREFORE, the proponent requests that the Court approve this modification to the confirmed Chapter 13 Plan.

### CERTIFICATION

Each proponent or the attorney for each proponent must sign this certification. If the proponent is the Debtor, the Debtor's attorney must sign this certification, and the Debtor may, but is not required to sign. If the Debtor does not have an attorney, the Debtor must sign this certification.

**The provisions in this modified Chapter 13 plan are identical to those contained in the official local form other than the changes listed in part 3.**

I certify under penalty of perjury that the foregoing is true and correct.

Respectfully submitted January 7, 2021.

Rebecca A Quiroz

<b>Rebecca R. Garcia</b> <b>Chapter 13 Standing Trustee</b> <b>P O Box 3170</b> <b>Oshkosh, WI 54903-3170</b> <b>920.231.2150</b> <b>(Fax) 920.231.5713</b> <b>E-mail info@chl3oshkosh.com</b>
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